



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON, D.C. 20370-5100

MEH:ddj  
Docket No: 5106-00  
21 November 2000

[REDACTED]  
FE [REDACTED]  
[REDACTED]

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 21 November 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by BUPERS memorandum 1160 PERS 815 of 10 October 2000, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER  
Executive Director

Enclosure:



**DEPARTMENT OF THE NAVY**  
**NAVY PERSONNEL COMMAND**  
**5720 INTEGRITY DRIVE**  
**MILLINGTON TN 38055-0000**

1160  
PERS-815  
10 Oct 00

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORDS

Via: PERS-00ZCB

Subj: BCNR PETITION ICO [REDACTED]  
436-57-2513

Ref: (a) SNM's DD Form 149 dtd 19 Jul 00  
(b) MILPERSMAN 1510-020  
(c) NAVADMIN 176/00

Encl: (1) BCNR File

1. In response to reference (a), recommend disapproval of the petitioner's request.

- The petitioner reenlisted for five years on 1 April 2000 and received a zone "A" SRB entitlement for the MM(4231) rate/NEC.

- Reference (b) did not list NEC 4231 CIN: A-652-0043 on the Career Schools List (CSL) at the time of the petitioner's reenlistment.

- Reference (c), released on 12 July 2000, added the CIN: A-652-0043 to the CSL. Automatic advancement is authorized if the "C" school or "C" school package the service member completed was listed on the Career Schools List (CSL) in effect on the date of reenlistment.

- The petitioner requests to change his reenlistment date to reflect 12 July 2000 for automatic advancement to petty officer second class effective the date of reenlistment for the benefits of the STAR program.

- BUPERS cannot provide information pertaining to subsequent STAR NAVADMIN's CSL until after the NAVADMIN has been released. Therefore the petitioner could not have been counseled concerning reference (c) prior to his reenlistment. The petitioner's hindsight is not sufficient grounds to change the reenlistment contract to reflect STAR reenlistment as no error or injustice was committed.

2. In view of the above, recommend petitioner's record remain as is.

Subj: BCNR PETITION ICQ [REDACTED]

3. This is an advisory memorandum to reference (a) for the use by the Board for Correction of Naval Records (BCNR) only. Enclosure (1) is returned.

[REDACTED]  
[REDACTED] JR.  
Head,  
Reenlistment Incentives Branch